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7 *Attorneys for Defendant*
8 *Silver State Schools Credit Union*

9
10
11 **UNITED STATES DISTRICT COURT**
12 **DISTRICT OF NEVADA**

13 * * *

14 RICHARD B. HOGUE,
15 Plaintiff,
16 vs.

CASE NO. 2:16-cv-01620-JCM-VCF

**DEFENDANT SILVER STATE
SCHOOL CREDIT UNION'S
MOTION FOR ATTORNEY'S FEES**

17 ALLIED COLLECTION SERVICE, INC;
18 SELENE FINANCE, LLC; MOUNTAIN
19 AMERICA CREDIT UNION; SILVER
20 STATE SCHOOLS CREDIT UNION;
21 IBEW PLUS CREDIT UNION; EQUIFAX
INFORMATION SERVICES, LLC;
EXPERIAN INFORMATION
SOLUTIONS, INC.,
22 Defendants.

23 Defendant SILVER STATE SCHOOLS CREDIT UNION ("SSSCU"), by and through
24 its counsel Kolesar & Leatham, and hereby moves this Court for an award of its attorney's fees
25 against the Plaintiff RICHARD B. HOGUE pursuant to 15 U.S.C. § 1681n(c).

26 SSSCU's Motion is made and based upon the attached Memorandum of Points and
27 Authorities, the papers and pleadings on file in this matter, SSSCU's Motion for Summary
28 Judgment filed July 10, 2017 (ECF No. 43), SSSCU's Opposition to Plaintiff's Motion for

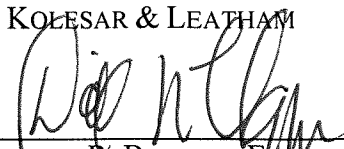
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Summary Judgment filed July 31, 2017 (ECF No. 50), SSSCU'S Reply to Plaintiff's Response to SSSCU's Motion for Summary Judgment (ECF No. 57), this Court's Order Granting the Motion for Summary Judgment (ECF No. 66), and any oral argument that this Court wishes to hear.

DATED this 21st day of February, 2018.

KOLESAR & LEATHAM

By


 MICHAEL R. BROOKS, Esq.
 Nevada Bar No. 007287
 DAVID R. CLAYSON, Esq.
 Nevada Bar No. 002826
 400 South Rampart Boulevard
 Suite 400
 Las Vegas, Nevada 89145

*Attorneys for Defendant
 Silver State Schools Credit Union*

MEMORANDUM OF POINTS AND AUTHORITIES

I. INTRODUCTION

In this Court's Order (ECF No. 66) granting summary judgment in favor of SSSCU, this Court found that there were no facts presented by the Plaintiff that would demonstrate that SSSCU violated the Fair Credit Reporting Act, 15 U.S.C. § 1681 *et seq.* (the "FCRA"). Most significantly, it is undisputed that the Plaintiff never made a single request for credit during the relevant time in the pleadings on file in this matter which would have impacted any financial interest of the Plaintiff with respect to any alleged violation of the FCRA by SSSCU. In other words, Plaintiff pursued the instant litigation fully knowing that he could never claim that he was harmed by SSSCU. Therefore, the Plaintiff knew, or should have known, that he did not have a valid basis for any theory of recovery against SSSCU for violating the FCRA at the time he decided to institute this action. This means Plaintiff's action against SSSCU was filed in bad faith, warranting imposition of attorney's fees pursuant to 15 U.S.C. § 1681n(c).

II. STATEMENT OF FACTS

The Plaintiff Richard B. Hogue filed his Complaint on July 11, 2016 (ECF No. 3) against SSSCU and other defendants. The Complaint contained two causes of action, but the only cause

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of action against SSSCU alleged violations of the FCRA. SSSCU then filed its Motion for Summary Judgment one day short of a full year later (ECF No. 43) because there was no legal nor factual basis for any claims against SSSCU. This Court granted SSSCU's motion¹ finding that SSSCU's investigation was reasonable, SSSCU did not act willfully, and finally that Plaintiff did not suffer any damages pursuant to the FCRA requirements.

Plaintiff alleged that SSSCU failed to properly investigate a credit dispute involving the reporting of an auto loan he had with SSSCU that was discharged through bankruptcy. (ECF No. 42) Plaintiff made SSSCU aware of the discharge, and then SSSCU provided the updated information to Defendant Experian, which is a consumer reporting agency. As stated in this Court's order summarizing Plaintiff's claims: "Plaintiff asserts that Silver State's report contradicts itself. Silver State reported that the account had been discharged in the bankruptcy, that he still owed over \$14,000 on the auto loan and had not made payments in years, but also that the account balance was \$0." (ECF No. 66)

This Court rejected all of the Plaintiff's arguments. This Court found that SSSCU reviewed all of the relevant information regarding the dispute forwarded to it by Experian and then made all of the changes as requested by the Plaintiff and then produced an automated credit dispute verification that it sent to Experian. *Id.* While Plaintiff contended that the updated report was not sent to a credit reporting agency, Trans Union, but SSSCU was able to demonstrate that the updated credit report was automatically forwarded to Trans Union—hence any failure to update information was due to the fault of Trans Union and not SSSCU².

Plaintiff also complained that the credit report still included the delinquencies by the Plaintiff in the credit history and that the collateral (the car) was surrendered. Plaintiff argued that these entries should have been taken out of the history, but this Court expressly held that SSSCU "is under no obligation to remove this accurate information from its report" because the cited case law held that "Bankruptcy does not serve to rewrite history, but serves to prevent

¹ Order filed on February 7, 2018 (ECF 66).

² Furthermore, this allegation of failure to notify Trans Union was late filed because it was not timely pled by the Plaintiff. This Court agreed. *Id.*

1 continued collection activities.” *Id.*³ This Court’s holding meant that SSSCU did not report
2 anything inaccurately.

3 This Court further held that because SSSCU did not violate the FCRA that there could be
4 no willfulness. *Id.* Finally, Plaintiff failed to show any damages because there was no violation
5 of the FCRA; furthermore, Plaintiff even failed to present a scintilla of evidence that any third-
6 party ever saw the disputed information found in the dispute results report. *Id.* What this means,
7 of course, is that even if there were a violation of the duty to investigate and report that liability
8 under FCRA is dependent on “whether a third-party sees a consumer report and makes a credit
9 decision based on that report.” *Id.* That means that Plaintiff went ahead and pursued litigation
10 against SSSCU fully knowing that he suffered not harm as a result of SSSCU. The Plaintiff
11 made no attempt to secure credit in which the SSSCU reporting would play a role; furthermore,
12 Plaintiff was not denied credit or suffered any harm due to the SSSCU reporting.

13 The Plaintiff’s deposition provides further proof that there was no basis for the filing of
14 the instant action. He was meticulously asked about all aspects of his consumer report from
15 SSSCU information contained any inaccurate information. He responded that there was nothing
16 inaccurate except for his belief that the actual history of his loan with SSSCU should not be
17 included after the bankruptcy discharged⁴. The only relevant time period for this matter in which
18 it appears that credit was sought the Plaintiff did not include himself (which would include the
19 SSSCU credit history) but only had his wife on the application due to his prior bankruptcy—
20 which demonstrates that the SSSCU credit history played no role in harming or damaging his
21 credit rating or history⁵.

22 In spite of Plaintiff’s lack of any factual nor legal basis for imposing liability against
23 SSSCU, Plaintiff did not accept the Offer of Judgment served on it by SSSCU on January 13,
24 2017. (Exhibit B to this Motion).

25 _____
26 ³ This Court further held that Plaintiff failed to dispute the account balances in his original dispute letter, which is a
further reason why SSSCU was under no obligation to investigate or correct this purported error. *Id.*

27 ⁴ Deposition of Richard Bronson Hogue, taken on February 10, 2017, page 145. References in this brief to the
Plaintiff’s deposition are attached hereto as Exhibit A.

28 ⁵ Deposition of Richard Bronson Hogue, page 319.

Exhibit C to this Motion is a compilation of the legal fees in this matter⁶ while Exhibit D is the affirmation of moving counsel explaining the justification for the legal fees claimed and authenticating Exhibits A, B and C.

III. ARGUMENT

15 U.S.C. § 1681n(c) provides the legal basis upon which Plaintiff is required to compensate SSSCU for its attorney's fees in this matter:

Upon a finding by the court that an unsuccessful pleading, motion, or other paper filed in connection with an action under this section was filed in bad faith or for purposes of harassment, the court shall award to the prevailing party attorney's fees reasonable in relation to the work expended in responding to the pleading, motion, or other paper.

The Offer of Judgment in this matter was based upon the Federal Rules of Civil Procedure 68. The decision in *MRO Communications, Inc. v. American Tel. & Tel. Co.*, 197 F.3d 1276, 1280 (9th Cir. 1999) provides guidance with respect to why 15 U.S.C. § 1681n(c) and Federal Rules of Civil Procedure 68 provide sufficient legal authority for this Court to award SSSCU attorney's fees in this matter:

Federal Rule 68 provides notice that if the judgment awarded to the plaintiff is less than the offer made by the defendant, the plaintiff "must pay the costs incurred after the making of the offer." The term "costs" is not defined in Federal Rule 68. The Supreme Court interpreted the word "costs" as used in Federal Rule 68 in *Marek v. Chesny*, 473 U.S. 1, 105 S.Ct. 3012, 87 L.Ed.2d 1 (1985). The Court first explained that "under the 'American Rule,' each party had been required to bear its own attorney's fees." *Id.* at 8, 105 S.Ct. 3012. The Court noted, however, that there are exceptions to the "American Rule." "[M]ost of the exceptions were found in federal statutes that directed courts to award attorney's fees as part of costs in particular cases." *Id.* (citing *Alyeska Pipeline Serv. Co. v. Wilderness Society*, 421 U.S. 240, 260–261, 95 S.Ct. 1612 (1975)). The Court concluded in *Marek* that "the most reasonable inference is that the term 'costs' in Rule 68 was intended to refer to all costs properly awardable under the relevant substantive statute or other authority." *Id.* at 9, 105 S.Ct. 3012. The Court held in *Marek* that attorneys' fees are included in the word "costs" in Federal Rule 68 in actions filed pursuant to 42 U.S.C. § 1983 because § 1988 expressly provides that a prevailing party may be awarded attorneys' fees as part of the costs. *Id.* In *United States v. Trident Seafoods Corp.*, 92 F.3d 855 (9th Cir.1996), we held that "[t]he term 'costs' in Rule 68 is intended to refer to all costs properly awardable under the relevant substantive statute." *Id.* at 860 (citing *Marek v. Chesny*, 473 U.S. 1, 9, 105 S.Ct. 3012, 87 L.Ed.2d 1 (1985)).

⁶ The legal descriptions of the work performed are not included because they contain attorney work product describing the work performed and this matter is still moving forward due to the Plaintiff's filing a Notice of Appeal.

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1 Therefore, because 15 U.S.C. § 1681n(c) provides for an award of attorney's fees in this
2 matter involving a FCRA claim, then the Plaintiff's failure to accept the Offer of Judgment more
3 than one year ago and then obtaining a result less favorable as a result justifies imposition of
4 attorney's fees in this matter.

5 Even without the Offer of Judgment, SSSCU would be entitled to its attorney's fees in
6 this matter. As the court in *Mayle v. Equifax Information Services, Inc.*, 2006 WL 8424343
7 (N.D.Ill. 2006) held, the defendants in a FCRA case may be entitled to an award of attorney's
8 fees. In *Mayle*, the plaintiff applied for a student loan, which was approved and the proceeds of
9 the loan were put into her account. Ten years later, she learned from her credit report that she
10 still owed money from that loan. She contested this with the company that loaned her the money
11 as well as with Trans Union, LLC and Experian Information Solutions, Inc. When these
12 defendants found that the proceeds of the loan were deposited into her account, then the
13 defendants made a written demand that the plaintiff dismiss all her claims, which she did. They
14 then moved for attorney's fees the plaintiff had pursued that litigation in bad faith, and the court
15 granted the motion.

16 SSSCU likewise moves for an award of its attorney's fees in this matter. As outlined
17 above and succinctly stated in this Court's Order (ECF No. 66), there is absolutely no basis upon
18 which Plaintiff could maintain a claim against SSSCU for violation of the FCRA. Most
19 significantly, Plaintiff had no evidence that any third-party ever saw the credit report that was
20 allegedly harming his credit rating. Without that basic fact, there could be no violation of the
21 FCRA and no basis for any harm or damages. Next, the credit report supplied by SSSCU did not
22 have any errors. Therefore, there was simply no basis for bringing this action and it was simply
23 in bad faith for SSSCU to have to defend this matter and especially egregious for the Plaintiff to
24 not accept the Offer of Judgment served one year ago when there was no basis for recovery in
25 this matter.

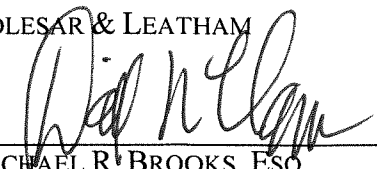
26 In *Goodyear Tire & Rubber Co. v. Haeger*, 137 S.Ct. 1178, 1188, 197 L.Ed.2d 585
27 (2017), The United States Supreme Court directed that "If a plaintiff initiates a case in complete
28 //

1 bad faith, so that every cost of defense is attributable only to sanctioned behavior, the court may
2 again make a blanket award” imposing a requirement to pay all of the other side’s legal fees.

3 Dated this 21st day of February, 2018.

4 KOLESAR & LEATHAM

5
6 By


MICHAEL R. BROOKS, ESQ.

Nevada Bar No. 007287

7 DAVID R. CLAYSON, ESQ.

Nevada Bar No. 002826

8 400 South Rampart Boulevard

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9 Las Vegas, Nevada 89145

10 *Attorneys for Defendant*

11 *Silver State Schools Credit Union*

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CERTIFICATE OF SERVICE

I hereby certify that I am an employee of Kolesar & Leatham, and that on the 21st day of February, 2018, I caused to be served a true and correct copy of foregoing **DEFENDANT SILVER STATE SCHOOL CREDIT UNION'S MOTION FOR ATTORNEY'S FEES** in the following manner:

(ELECTRONIC SERVICE) Pursuant to Rule 5-4 of the Local Rules of Civil Practice of the United States District Court for the District of Nevada, the above-referenced document was electronically filed on the date hereof and served through the Notice of Electronic Filing automatically generated by that Court's facilities upon the following:

- **V. R. Bohman** - vbohman@swlaw.com, lluxford@swlaw.com, jforrest@swlaw.com, docket_las@swlaw.com
- **Michael R Brooks** - mbrooks@klnevada.com, ckishi@klnevada.com, usdistrict@klnevada.com
- **Miles N Clark** - miles.clark@knepperclark.com, efiling@knepperclark.com
- **Lindsay C Demaree** - demareel@ballardspahr.com, lvdocket@ballardspahr.com, carltonm@ballardspahr.com, vigila@ballardspahr.com, costellomc@ballardspahr.com
- **Charles E Gianelloni** - cgianelloni@swlaw.com, mfull@swlaw.com, docket_las@swlaw.com, jvelarde@swlaw.com, jmath@swlaw.com
- **Ramir Mitchell Hernandez** - rhernandez@wrightlegal.net, jcraig@wrightlegal.net, NVefile@wrightlegal.net
- **Matthew I Knepper** - matthew.knepper@knepperclark.com, efiling@knepperclark.com
- **David H. Krieger** - dkrieger@hainesandkrieger.com, igotnotices@hainesandkrieger.com, rachel@hainesandkrieger.com, ghaines@hainesandkrieger.com
- **Robert S. Larsen** - rlarsen@gordonrees.com, bwalters@grsm.com, , gangulo@gordonrees.com, rwise@gordonrees.com, mogella@gordonrees.com, sowens@grsm.com, psu@gordonrees.com, wwong@gordonrees.com, pprice@gordonrees.com
- **Bob L. Olson** - bolson@swlaw.com, mfull@swlaw.com, docket_las@swlaw.com, cgianelloni@swlaw.com, jvelarde@swlaw.com, jmath@swlaw.com
- **Allison R. Schmidt** - allisonschmidtesq@gmail.com
- **Joel Edward Tasca** - tasca@ballardspahr.com, lvdocket@ballardspahr.com, carltonm@ballardspahr.com, waltons@ballardspahr.com


 An Employee of KOLESAR & LEATHAM

EXHIBIT “A”

EXHIBIT “A”

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

RICHARD B. HOGUE,)
)
Plaintiff,)
) Case No.
) 2:16-cv-01620-JCM-VCF
vs.)
)
ALLIED COLLECTION SERVICE,)
INC; SELENE FINANCE, LLC;)
MOUNTAIN AMERICA CREDIT)
UNION; SILVER STATE SCHOOLS)
CREDIT UNION; IBEW PLUS)
CREDIT UNION; EQUIFAX)
INFORMATION SERVICES, LLC;)
EXPERIAN INFORMATION)
SOLUTIONS, INC.)
Defendant.)
_____)

DEPOSITION OF RICHARD BRONSON HOGUE
LAS VEGAS, NEVADA
FEBRUARY 10, 2017

Reported By: LISA MAKOWSKI, CCR 345, CA CSR 13400
JOB NO: 2507258
Pages 1 - 326

Page 1

1 THE WITNESS: I have no idea.

2 BY MR. HERNANDEZ:

3 Q. Do you have any facts to contradict that
4 the vehicle was voluntarily surrendered in March of
5 2010?

6 MR. CLARK: Objection; calls for a legal
7 conclusion and assumes that, you know, other
8 evidence could not be produced in this case
9 pursuant to the court's scheduling order.

10 So answer if you can.

11 THE WITNESS: No, I don't have any facts.

12 BY MR. HERNANDEZ:

13 Q. Okay. Mr. Hogue, we have gone over this.
14 And what is inaccurate about this credit report?

15 MR. CLARK: Objection; vague and calls
16 for a legal conclusion.

17 THE WITNESS: I don't know exactly what's
18 inaccurate about it. I just -- I know that it was
19 included in my bankruptcy.

20 MR. HERNANDEZ: Okay. All right. Let's
21 go to lunch.

22 (A lunch recess was taken.)

23 MR. HERNANDEZ: We are back on the
24 record. Let's go.

25 / / /

1 home.

2 MR. HERNANDEZ: Objection as to
3 relevance.

4 THE WITNESS: Correct.

5 BY MR. CLARK:

6 Q. And so what -- what did -- what were the
7 reasons given that you couldn't be on that -- on
8 that mortgage application?

9 A. I believe they said it was because a
10 bankruptcy was still in my credit history and there
11 has to be X amount of years outside of that to be
12 able to be put on the loan for a home.

13 Q. And you may not -- you may not recall,
14 but do you recall how many -- how many years that
15 is, how many years they explained?

16 A. Well, they said depending on the type of
17 loan, FHA or whatever the different versions out
18 there, I think they said it was either five or
19 seven years.

20 Q. When they say -- but you're not sure?

21 A. No, I'm not positive.

22 Q. Just want to make sure I've got
23 everything, so I know.

24 Last thing. Do you recall being shown
25 some discovery requests? And this is -- I believe

EXHIBIT “B”

EXHIBIT “B”

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 Tel: (702) 851-1191 | Fax: (702) 851-1198
 Attorneys for Defendant Silver State Schools Credit Union

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

RICHARD B. HOGUE,

Plaintiff,

v.

ALLIED COLLECTION SERVICE, INC;
 SELENE FINANCE, LLC; MOUNTAIN
 AMERICA CREDIT UNION; SILVER
 STATE SCHOOLS CREDIT UNION;
 IBEW PLUS CREDIT UNION; EQUIFAX
 INFORMATION SERVICES, LLC;
 EXPERIAN INFORMATION SOLUTIONS,
 INC.

Defendants.

Case No.: 2:16-cv-01620

**DEFENDANT SILVER STATE
 SCHOOLS CREDIT UNION'S
 OFFER OF JUDGMENT**

TO: Richard Hogue, Plaintiff

David H. Krieger, Esq.
 Haines & Krieger, LLC
 8985 S. Eastern Ave., Suite 350
 Henderson, Nevada 89123

Matthew I. Knepper, Esq.
 Miles N. Clark, Esq.
 Knepper & Clark LLC
 10040 W. Cheyenne Ave., Suite 170-109
 Las Vegas, NV 89129

1 Pursuant to Rule 68 of the Federal Rules of Civil Procedure, Defendant Silver State
2 Schools Credit Union, a state chartered credit union, hereby offers to allow Judgment to be
3 entered against it in this action in the amount of \$1,500.00 including all of Plaintiff's claims
4 for relief.

5 This offer of judgment is made for the purposes specified in Federal Rule of Civil
6 Procedure 68, and is not to be construed as either an admission that Defendant Schools Credit
7 Union is liable in this action, or that the Plaintiff, Richard Hogue, has suffered any damage.

8 If Plaintiff does not accept this offer, he may become obligated to pay Defendant Silver
9 State Schools Credit Union's costs incurred after the making of this offer in the event that he
10 does not recover a judgment that is more favorable than this offer of judgment pursuant to
11 Rule 68(d) of the Federal Rules of Civil Procedure.

12 To accept this offer, Plaintiff must serve written notice of this offer within fourteen (14)
13 days of the date this offer is made.

14 This Offer of Judgment will not be filed with this Court unless (a) accepted or (b) in a
15 proceeding to determine costs.

16 DATE: January 13, 2017.

17 BROOKS HUBLEY, LLP

18 By: /s/Ramir M. Hernandez
19 Michael R. Brooks, Esq.
20 Ramir M. Hernandez, Esq.
21 *Attorneys for Defendant SSSCU*
22
23

BROOKS HUBLEY, LLP
1645 VILLAGE CENTER CIRCLE, SUITE 60, LAS VEGAS, NV 89134
TELEPHONE: (702) 851-1191 FAX: (702) 851-1198

CERTIFICATE OF SERVICE

I hereby certify that on this 13th day of January, 2017, I served the above and foregoing **DEFENDANT SILVER STATE SCHOOLS CREDIT UNION'S OFFER OF JUDGMENT** on the on the following parties that have appeared in this matter, via U.S. Mail, First Class.

David H. Krieger, Esq.
HAINES & KRIEGER, LLC
8985 South Eastern Avenue, Suite 350
Henderson, Nevada 89123
Attorney for Plaintiff

Miles N. Clark, Esq.
KNEPPER & CLARK LLC
10040 W. Cheyenne Ave.
Suite 170-109
Las Vegas,, NV 89129
Attorney for Plaintiff

By: /s/JoLynne Shaffer
An Employee of Brooks Hubley, LLP

EXHIBIT “C”

EXHIBIT “C”

Brooks Hubley LLP
 1645 Village Center Circle Ste. 60
 Las Vegas, NV 89134

(702)851-1191

Statement as of July 31, 2016
 Invoice No: 15036

Silver State Schools Credit Union
 Tracy Meyer
 4221 S McLeod Dr
 Las Vegas, NV 89121
 1200-0250: Hogue, Richard B v. Allied Collection Service |BK 01620
 Case 2:16-cv-01620-JCM-VCF

Professional Fees		Hours	Rate	Amount
7/21/2016	RMH	2.30	195.00	448.50
7/21/2016	ACV	0.80	250.00	200.00
7/21/2016	MRB	0.50	325.00	162.50
7/22/2016	RMH	1.80	195.00	351.00
Sub-total Fees:				<u>1,162.00</u>
Rami Hernandez		4.10 hours at \$	195.00/hr	799.50
Ace C. Van Patten		0.80 hours at \$	250.00/hr	200.00

Brooks Hubley LLP

Page: 2

Michael Brooks	0.50 hours at \$ 325.00/hr	162.50
Total hours:	<u>5.40</u>	

Statement Total	1,162.00
Total Payments	0.00
Courtesy Discount:	0.00
Total Now Due:	1,162.00

Total Due Aging Statement

Total Due	Less than 30 Days	30 Days Past Due	60 Days Past Due	90+ days past due
1,162.00	0.00	0.00	0.00	0.00

Payment is Due Upon Receipt
Tax ID Number: 27-0289494
Please Make Checks to Brooks Hubley LLP
Please Include Invoice Number on Check

Brooks Hubley LLP
1645 Village Center Circle Ste. 60
Las Vegas, NV 89134

(702) 851-1191

Statement as of August 31, 2016
Invoice No: 15182

Silver State Schools Credit Union
Tracy Meyer
4221 S McLeod Dr
Las Vegas, NV 89121

1200-0250: Hogue, Richard B v. Allied Collection Service [BK 01620
Case 2:16-cv-01620-JCM-VCF

Professional Fees		Hours	Rate	Amount
8/1/2016	RMH	0.20	195.00	39.00
8/2/2016	RMH	0.70	195.00	136.50
8/3/2016	RMH	1.20	195.00	234.00
8/3/2016	MRB	0.40	325.00	130.00
8/10/2016	RMH	1.20	195.00	234.00
8/12/2016	RMH	0.30	195.00	58.50
8/12/2016	MRB	0.40	325.00	130.00
8/15/2016	RMH	0.60	195.00	117.00
8/15/2016	MRB	0.40	325.00	130.00
8/24/2016	RMH	0.30	195.00	58.50

Brooks Hubley LLP

Page: 2

8/25/2016	RMH	0.60	195.00	117.00
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Sub-total Fees: 1,384.50

Rami Hernandez	5.10 hours at \$	195.00/hr	994.50
Michael Brooks	1.20 hours at \$	325.00/hr	390.00
Total hours:	<u>6.30</u>		

Expenses

		Units	Price	Amount
8/24/2016	Postage.	2.00	0.80	1.60
Sub-total Expenses:				<u>1.60</u>

Payments

9/19/2016	Payment	Check No. 00-0200047309	1,162.00
Sub-total Payments:			<u>1,162.00</u>

Statement Total	1,386.10
Total Payments	1,162.00
Courtesy Discount:	0.00
Total Now Due:	1,386.10

Total Due Aging Statement

Total Due	Less than 30 Days	30 Days Past Due	60 Days Past Due	90+ days past due
1,386.10	0.00	0.00	0.00	0.00

Payment is Due Upon Receipt
 Tax ID Number: 27-0289494
 Please Make Checks to Brooks Hubley LLP
 Please Include Invoice Number on Check

Brooks Hubley LLP
 1645 Village Center Circle Ste. 60
 Las Vegas, NV 89134

(702) 851-1191

Statement as of September 30, 2016
 Invoice No: 15243

Silver State Schools Credit Union
 Tracy Meyer
 4221 S McLeod Dr
 Las Vegas, NV 89121

1200-0250: Hogue, Richard B v. Allied Collection Service |BK 01620
 Case 2:16-cv-01620-JCM-VCF

Professional Fees		Hours	Rate	Amount
9/3/2016	RMH	1.20	195.00	234.00
9/6/2016	RMH	3.60	195.00	702.00
9/6/2016	MRB	0.40	325.00	130.00
9/8/2016	MRB	0.20	325.00	65.00
9/12/2016	RMH	0.50	195.00	97.50
9/14/2016	RMH	0.20	195.00	39.00
9/15/2016	MRB	0.60	325.00	195.00
9/19/2016	MRB	0.30	325.00	97.50
9/20/2016	RMH	2.20	195.00	429.00
9/21/2016	RMH	0.60	195.00	117.00

Brooks Hubley LLP

Page: 2

9/22/2016	RMH	0.80	195.00	156.00
9/27/2016	MRB	0.40	325.00	130.00
9/28/2016	RMH	1.10	195.00	214.50
9/28/2016	MRB	0.30	325.00	97.50
9/30/2016	RMH	2.10	195.00	409.50
Sub-total Fees:				3,113.50

Rami Hernandez	12.30 hours at \$	195.00/hr	2,398.50
Michael Brooks	2.20 hours at \$	325.00/hr	715.00
Total hours:	14.50		

Expenses		Units	Price	Amount
9/15/2016	Postage.	4.00	3.46	13.84
Sub-total Expenses:				13.84

Payments

10/12/2016	Payment	Check No. 00-0200047516	1,386.10
Sub-total Payments:			1,386.10

Brooks Hubley LLP

Page: 3

Statement Total	3,127.34
Total Payments	1,386.10
Courtesy Discount:	0.00
Total Now Due:	3,127.34

Total Due Aging Statement

Total Due	Less than 30 Days	30 Days Past Due	60 Days Past Due	90+ days past due
3,127.34	0.00	0.00	0.00	0.00

Payment is Due Upon Receipt
Tax ID Number: 27-0289494
Please Make Checks to Brooks Hubley LLP
Please Include Invoice Number on Check

Brooks Hubley LLP
1645 Village Center Circle Ste. 60
Las Vegas, NV 89134

(702)851-1191

Statement as of October 31, 2016
Invoice No: 15352

Silver State Schools Credit Union
Tracy Meyer
4221 S McLeod Dr
Las Vegas, NV 89121
1200-0250: Hogue, Richard B v. Allied Collection Service [BK 01620
Case 2:16-cv-01620-JCM-VCF

Professional Fees		Hours	Rate	Amount
10/1/2016	RMH	1.00	195.00	195.00
10/3/2016	RMH	0.40	195.00	78.00
10/4/2016	RMH	0.20	195.00	39.00
10/5/2016	RMH	1.30	195.00	253.50
10/5/2016	MRB	0.50	325.00	162.50
10/10/2016	RMH	0.30	195.00	58.50
10/17/2016	RMH	0.20	195.00	39.00
10/18/2016	RMH	0.40	195.00	78.00
10/18/2016	MRB	0.20	325.00	65.00
10/19/2016	RMH	0.20	195.00	39.00

Brooks Hubley LLP

Page: 2

10/24/2016	MRB	0.20	325.00	65.00
10/27/2016	RMH	0.50	195.00	97.50
10/27/2016	MRB	0.30	325.00	97.50
10/29/2016	RMH	0.20	195.00	39.00
10/31/2016	RMH	0.80	195.00	156.00
10/31/2016	MRB	0.50	325.00	162.50

Sub-total Fees: 1,625.00

Rami Hernandez	5.50 hours at \$	195.00/hr	1,072.50
Michael Brooks	1.70 hours at \$	325.00/hr	552.50
Total hours:	<u>7.20</u>		

Expenses

		Units	Price	Amount
10/19/2016	Postage.	3.00	1.36	4.08
Sub-total Expenses:				<u>4.08</u>

Brooks Hubley LLP

Page: 3

Statement Total	1,629.08
Total Payments	0.00
Courtesy Discount:	0.00
Total Now Due:	4,756.42

Total Due Aging Statement

Total Due	Less than 30 Days	30 Days Past Due	60 Days Past Due	90+ days past due
4,756.42	0.00	0.00	3,127.34	0.00

Payment is Due Upon Receipt
Tax ID Number: 27-0289494
Please Make Checks to Brooks Hubley LLP
Please Include Invoice Number on Check

Brooks Hubley LLP
1645 Village Center Circle Ste. 60
Las Vegas, NV 89134

(702) 851-1191

Statement as of November 30, 2016
Invoice No: 15420

Silver State Schools Credit Union
Tracy Meyer
4221 S McLeod Dr
Las Vegas, NV 89121
1200-0250: Hogue, Richard B v. Allied Collection Service |BK 01620
Case 2:16-cv-01620-JCM-VCF

Professional Fees		Hours	Rate	Amount
11/7/2016	RMH	0.20	195.00	39.00
11/14/2016	RMH	1.10	195.00	214.50
11/14/2016	MRB	0.30	325.00	97.50
11/15/2016	MRB	0.20	325.00	65.00
11/21/2016	RMH	0.20	195.00	39.00
11/29/2016	RMH	0.40	195.00	78.00
11/29/2016	ACV	0.20	250.00	50.00

Brooks Hubley LLP

Page: 2

Sub-total Fees: 583.00

Rami Hernandez	1.90 hours at \$	195.00/hr	370.50
Ace C. Van Patten	0.20 hours at \$	250.00/hr	50.00
Michael Brooks	0.50 hours at \$	325.00/hr	162.50
Total hours:	<u>2.60</u>		

Statement Total	583.00
Total Payments	0.00
Courtesy Discount:	0.00
Total Now Due:	5,339.42

Total Due Aging Statement

Total Due	Less than 30 Days	30 Days Past Due	60 Days Past Due	90+ days past due
5,339.42	1,629.08	0.00	0.00	3,127.34

Payment is Due Upon Receipt
Tax ID Number: 27-0289494
Please Make Checks to Brooks Hubley LLP
Please Include Invoice Number on Check

Brooks Hubley LLP1645 Village Center Circle Ste. 60
Las Vegas, NV 89134

(702)851-1191

Statement as of November 30, 2016

Invoice No: 15476

Silver State Schools Credit Union

Tracy Meyer

4221 S McLeod Dr

Las Vegas, NV 89121

1200-0250: Hogue, Richard B v. Allied Collection Service |BK 01620

Case 2:16-cv-01620-JCM-VCF

Professional Fees	Hours	Rate	Amount
11/15/2016 RMH	0.20	195.00	39.00

11/28/2016 MRB	0.20	325.00	65.00
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Sub-total Fees: 104.00

Rami Hernandez	0.20 hours at \$	195.00/hr	39.00
Michael Brooks	0.20 hours at \$	325.00/hr	65.00
Total hours:	<u>0.40</u>		

Statement Total	104.00
Total Payments	0.00
Courtesy Discount:	0.00
Total Now Due:	5,443.42

Total Due Aging Statement

Total Due	Less than 30 Days	30 Days Past Due	60 Days Past Due	90+ days past due
5,443.42	2,212.08	0.00	0.00	3,127.34

Payment is Due Upon Receipt
Tax ID Number: 27-0289494
Please Make Checks to Brooks Hubley LLP
Please Include Invoice Number on Check

Brooks Hubley LLP
1645 Village Center Circle Ste. 60
Las Vegas, NV 89134

(702) 851-1191

Statement as of December 31, 2016
Invoice No: 15577

Silver State Schools Credit Union

Tracy Meyer

4221 S McLeod Dr

Las Vegas, NV 89121

1200-0250: Hogue, Richard B v. Allied Collection Service |BK 01620

Case 2:16-cv-01620-JCM-VCF

Professional Fees		Hours	Rate	Amount
12/7/2016	RMH	1.20	195.00	234.00
12/7/2016	ACV	0.80	250.00	200.00
12/7/2016	MRB	0.30	325.00	97.50
12/8/2016	RMH	0.30	195.00	58.50
12/9/2016	MRB	0.20	325.00	65.00
12/13/2016	RMH	0.20	195.00	39.00
12/14/2016	RMH	0.20	195.00	39.00
12/15/2016	RMH	0.30	195.00	58.50

Brooks Hubley LLP

Page: 2

12/19/2016	NL	0.40	135.00	54.00
Sub-total Fees:				<u>845.50</u>

Rami Hernandez	2.20 hours at \$	195.00/hr	429.00
Nicole Lane	0.40 hours at \$	135.00/hr	54.00
Ace C. Van Patten	0.80 hours at \$	250.00/hr	200.00
Michael Brooks	0.50 hours at \$	325.00/hr	162.50
Total hours:		<u>3.90</u>	

Expenses		Units	Price	Amount
12/19/2016	Postage.	3.00	0.47	1.41
Sub-total Expenses:				<u>1.41</u>

Payments			
1/17/2017	Payment	Check No. 00-0200048132	1,629.08
1/17/2017	Payment	Check No. 00-0200048131	104.00
1/23/2017	Payment	Check No. 00-0200048231	583.00
Sub-total Payments:			<u>2,316.08</u>

Statement Total	846.91
Total Payments	2,316.08
Courtesy Discount:	0.00
Total Now Due:	3,974.25

Total Due Aging Statement				
Total Due	Less than 30 Days	30 Days Past Due	60 Days Past Due	90+ days past due
3,974.25	0.00	3,127.34	0.00	0.00

Payment is Due Upon Receipt
Tax ID Number: 27-0289494
Please Make Checks to Brooks Hubley LLP
Please Include Invoice Number on Check

Brooks Hubley LLP
1645 Village Center Circle Ste. 60
Las Vegas, NV 89134

(702)851-1191

Statement as of January 31, 2017
Invoice No: 15681

Silver State Schools Credit Union
Tracy Meyer
4221 S McLeod Dr
Las Vegas, NV 89121

1200-0250: Hogue, Richard B v. Allied Collection Service |BK 01620
Case 2:16-cv-01620-JCM-VCF

Professional Fees		Hours	Rate	Amount
1/3/2017	MRB	0.20	325.00	65.00
1/9/2017	RMH	0.20	195.00	39.00
1/11/2017	ACV	0.20	250.00	50.00
1/11/2017	RMH	0.90	195.00	175.50
1/12/2017	RMH	0.80	195.00	156.00
1/13/2017	NL	0.40	135.00	54.00
1/13/2017	RMH	2.90	195.00	565.50

Brooks Hubley LLP

Page: 2

1/16/2017	RMH	0.90	195.00	175.50
1/17/2017	MRB	0.20	325.00	65.00
1/17/2017	RMH	1.80	195.00	351.00
1/18/2017	MRB	0.30	325.00	97.50
1/18/2017	RMH	1.10	195.00	214.50
1/19/2017	RMH	0.40	195.00	78.00
1/30/2017	MRB	0.40	325.00	130.00
1/30/2017	RMH	1.10	195.00	214.50
1/31/2017	RMH	0.80	195.00	156.00

Sub-total Fees: 2,587.00

Rami Hernandez

10.90 hours at \$ 195.00/hr

2,125.50

Brooks Hubley LLP

Page: 3

Nicole Lane	0.40 hours at \$	135.00/hr	54.00
Ace C. Van Patten	0.20 hours at \$	250.00/hr	50.00
Michael Brooks	1.10 hours at \$	325.00/hr	357.50
Total hours:		<u>12.60</u>	

Expenses

		Units	Price	Amount
1/13/2017	Postage.	2.00	0.47	0.94
1/17/2017	Postage.	2.00	1.26	2.52
1/30/2017	Postage.	5.00	0.57	2.85
Sub-total Expenses:				<u>6.31</u>

Payments

1/27/2017	Payment	Check No. 00-0200048283	3,127.34
2/6/2017	Payment	Check No. 00-0200048370	846.91
Sub-total Payments:			<u>3,974.25</u>

Statement Total	2,593.31
Total Payments	3,974.25
Courtesy Discount:	0.00
Total Now Due:	2,593.31

Total Due Aging Statement

Total Due	Less than 30 Days	30 Days Past Due	60 Days Past Due	90+ days past due
2,593.31	0.00	0.00	0.00	0.00

Payment is Due Upon Receipt
 Tax ID Number: 27-0289494
 Please Make Checks to Brooks Hubley LLP
 Please Include Invoice Number on Check

Brooks Hubley LLP

1645 Village Center Circle Ste. 60
Las Vegas, NV 89134

(702) 851-1191

Statement as of February 28, 2017
Invoice No: 15720

Silver State Schools Credit Union
Tracy Meyer
4221 S McLeod Dr
Las Vegas, NV 89121

1200-0250: Hogue, Richard B v. Allied Collection Service [BK 01620
Case 2:16-cv-01620-JCM-VCF

Professional Fees		Hours	Rate	Amount
2/1/2017	MRB	1.10	325.00	357.50
2/1/2017	RMH	3.10	195.00	604.50
2/2/2017	MRB	0.40	325.00	130.00
2/2/2017	RMH	1.70	195.00	331.50
2/3/2017	NL	0.50	135.00	67.50
2/3/2017	RMH	8.00	195.00	1,560.00
2/6/2017	MRB	0.20	325.00	65.00

Brooks Hubley LLP

Page: 2

2/7/2017	RMH	1.80	195.00	351.00
2/8/2017	MRB	0.30	325.00	97.50
2/8/2017	RMH	0.40	195.00	78.00
2/9/2017	MRB	0.40	325.00	130.00
2/9/2017	NL	0.40	135.00	54.00
2/9/2017	RMH	2.90	195.00	565.50
2/10/2017	RMH	7.00	195.00	1,365.00
2/14/2017	RMH	0.20	195.00	39.00
2/21/2017	RMH	0.30	195.00	58.50
2/22/2017	MRB	0.20	325.00	65.00
2/22/2017	NL	0.90	135.00	121.50
2/22/2017	RMH	0.50	195.00	97.50

Brooks Hubley LLP

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2/23/2017	RMH	0.40	195.00	78.00
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2/27/2017	RMH	0.20	195.00	39.00
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Sub-total Fees:	<u>6,255.50</u>
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Rami Hernandez	26.50 hours at \$	195.00/hr	5,167.50
Nicole Lane	1.80 hours at \$	135.00/hr	243.00
Michael Brooks	2.60 hours at \$	325.00/hr	845.00
Total hours:	<u>30.90</u>		

Expenses		Units	Price	Amount
2/2/2017	Postage.	2.00	2.24	4.48
2/3/2017	Postage.	2.00	2.66	5.32
2/6/2017	Process Service.	1.00	65.00	65.00
2/8/2017	Witness Fee.	1.00	52.84	52.84
2/9/2017	Postage.	4.00	0.80	3.20
2/16/2017	Postage.	3.00	3.50	10.50
2/17/2017	Process Service.	1.00	58.12	58.12
2/17/2017	Process Service.	1.00	65.00	65.00
2/20/2017	Deposition.	1.00	1,465.10	1,465.10
Sub-total Expenses:				<u>1,729.56</u>

Payments

3/10/2017	Payment	Check No. 00-0200048642	2,593.31
Sub-total Payments:			<u>2,593.31</u>

Brooks Hubley LLP

Page: 4

Statement Total	7,985.06
Total Payments	2,593.31
Courtesy Discount:	0.00
Total Now Due:	7,985.06

Total Due Aging Statement

Total Due	Less than 30 Days	30 Days Past Due	60 Days Past Due	90+ days past due
7,985.06	0.00	0.00	0.00	0.00

Payment is Due Upon Receipt
Tax ID Number: 27-0289494
Please Make Checks to Brooks Hubley LLP
Please Include Invoice Number on Check

Brooks Hubley LLP

1645 Village Center Circle Ste. 60
Las Vegas, NV 89134

(702)851-1191

Statement as of March 31, 2017
Invoice No: 15816

Silver State Schools Credit Union
Tracy Meyer
4221 S McLeod Dr
Las Vegas, NV 89121
1200-0250: Hogue, Richard B v. Allied Collection Service [BK 01620
Case 2:16-cv-01620-JCM-VCF

Professional Fees		Hours	Rate	Amount
3/2/2017	RMH	0.20	195.00	39.00
3/14/2017	MRB	0.30	325.00	97.50
3/14/2017	RMH	1.40	195.00	273.00
3/15/2017	RMH	0.20	195.00	39.00
3/17/2017	RMH	0.20	195.00	39.00
3/21/2017	MRB	0.40	325.00	130.00
3/22/2017	RMH	0.50	195.00	97.50

Brooks Hubley LLP

Page: 2

Sub-total Fees: 715.00

Rami Hernandez	2.50 hours at \$	195.00/hr	487.50
Michael Brooks	0.70 hours at \$	325.00/hr	227.50
Total hours:	<u>3.20</u>		

Expenses

		Units	Price	Amount
3/2/2017	Postage.	3.00	0.46	1.38
3/9/2017	Deposition.	1.00	2,303.35	2,303.35
3/31/2017	Delivery.	1.00	65.00	65.00
	Sub-total Expenses:			<u>2,369.73</u>

Statement Total 3,084.73

Total Payments 0.00

Courtesy Discount: 0.00

Total Now Due: 11,069.79**Total Due Aging Statement**

Total Due	Less than 30 Days	30 Days Past Due	60 Days Past Due	90+ days past due
11,069.79	0.00	0.00	7,985.06	0.00

Payment is Due Upon Receipt

Tax ID Number: 27-0289494

Please Make Checks to Brooks Hubley LLP

Please Include Invoice Number on Check

Brooks Hubley LLP
 1645 Village Center Circle Ste. 60
 Las Vegas, NV 89134

(702) 851-1191

Statement as of April 30, 2017
 Invoice No: 15926

Silver State Schools Credit Union
 Tracy Meyer
 4221 S McLeod Dr
 Las Vegas, NV 89121
 1200-0250: Hogue, Richard B v. Allied Collection Service |BK 01620
 Case 2:16-cv-01620-JCM-VCF

Professional Fees		Hours	Rate	Amount
4/3/2017	MRB	0.30	325.00	97.50
4/3/2017	RMH	0.10	195.00	19.50
4/4/2017	RMH	0.20	195.00	39.00
4/10/2017	RMH	0.50	195.00	97.50
4/14/2017	RMH	0.30	195.00	58.50
4/18/2017	RMH	0.10	195.00	19.50

Sub-total Fees: 331.50

Rami Hernandez	1.20 hours at \$	195.00/hr	234.00
Michael Brooks	0.30 hours at \$	325.00/hr	97.50
Total hours:		<u>1.50</u>	

Payments

5/1/2017	Payment	Check No. 00-0200049057	3,084.73
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Brooks Hubley LLP

Page: 2

5/16/2017	Payment	Check No. 00-0200049174	7,985.06
		Sub-total Payments:	<u>11,069.79</u>

Statement Total	331.50
Total Payments	11,069.79
Courtesy Discount:	0.00
Total Now Due:	331.50

Total Due Aging Statement

Total Due	Less than 30 Days	30 Days Past Due	60 Days Past Due	90+ days past due
331.50	0.00	0.00	0.00	0.00

Payment is Due Upon Receipt
Tax ID Number: 27-0289494
Please Make Checks to Brooks Hubley LLP
Please Include Invoice Number on Check

Brooks Hubley LLP1645 Village Center Circle Ste. 60
Las Vegas, NV 89134

(702)851-1191

Statement as of May 31, 2017
Invoice No: 16078

Silver State Schools Credit Union

Tracy Meyer

4221 S McLeod Dr

Las Vegas, NV 89121

1200-0250: Hogue, Richard B v. Allied Collection Service |BK 01620

Case 2:16-cv-01620-JCM-VCF

Professional Fees		Hours	Rate	Amount
5/2/2017	NL	0.40	135.00	54.00
5/2/2017	RMH	0.20	195.00	39.00
5/12/2017	RMH	0.20	195.00	39.00
5/22/2017	MRB	0.10	325.00	32.50
5/23/2017	RMH	1.00	195.00	195.00
5/30/2017	RMH	1.60	195.00	312.00
5/31/2017	RMH	2.10	195.00	409.50

Sub-total Fees: 1,081.00

Rami Hernandez	5.10 hours at \$	195.00/hr	994.50
Nicole Lane	0.40 hours at \$	135.00/hr	54.00
Michael Brooks	0.10 hours at \$	325.00/hr	32.50
Total hours:	<u>5.60</u>		

Brooks Hubley LLP

Page: 2

Payments

5/1/2017	Payment	Check No. 00-0200049057	3,084.73
6/7/2017	Payment	Check No. 00-0200049295	331.50
Sub-total Payments:			<u>3,416.23</u>

Statement Total	1,081.00
Total Payments	3,416.23
Courtesy Discount:	0.00
Total Now Due:	1,081.00

Total Due Aging Statement

	Less than 30 Days	30 Days Past Due	60 Days Past Due	90+ days past due
Total Due	0.00	0.00	0.00	0.00
1,081.00				

Payment is Due Upon Receipt
Tax ID Number: 27-0289494
Please Make Checks to Brooks Hubley LLP
Please Include Invoice Number on Check

Brooks Hubley LLP
 1645 Village Center Circle Ste. 60
 Las Vegas, NV 89134

(702) 851-1191

Statement as of June 30, 2017
 Invoice No: 16107

Silver State Schools Credit Union
 Tracy Meyer
 4221 S McLeod Dr
 Las Vegas, NV 89121

1200-0250: Hogue, Richard B v. Allied Collection Service [BK 01620]
 Case 2:16-cv-01620-JCM-VCF

Professional Fees		Hours	Rate	Amount
6/1/2017	RMH	0.50	195.00	97.50
6/8/2017	MRB	0.40	325.00	130.00
6/8/2017	RMH	0.90	195.00	175.50
6/12/2017	MRB	0.40	325.00	130.00
6/12/2017	RMH	2.10	195.00	409.50
6/15/2017	MRB	0.20	325.00	65.00

Sub-total Fees: 1,007.50

Rami Hernandez	3.50 hours at \$	195.00/hr	682.50
Michael Brooks	1.00 hours at \$	325.00/hr	325.00
Total hours:		<u>4.50</u>	

Payments

7/17/2017	Payment	Check No. 00-0200049605	1,081.00
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Brooks Hubley LLP
 1645 Village Center Circle Ste. 60
 Las Vegas, NV 89134

(702)851-1191

Statement as of July 31, 2017
 Invoice No: 16245

Silver State Schools Credit Union

Tracy Meyer

4221 S McLeod Dr

Las Vegas, NV 89121

1200-0250: Hogue, Richard B v. Allied Collection Service [BK 01620

Case 2:16-cv-01620-JCM-VCF

Professional Fees

		Hours	Rate	Amount
7/5/2017	RMH	1.10	195.00	214.50
7/6/2017	RMH	2.00	195.00	390.00
7/7/2017	RMH	2.00	195.00	390.00
7/10/2017	MRB	1.20	325.00	390.00
7/10/2017	RMH	1.50	195.00	292.50
7/27/2017	RMH	0.90	195.00	175.50
7/28/2017	RMH	2.50	195.00	487.50
7/31/2017	MRB	2.60	325.00	845.00
7/31/2017	RMH	2.00	195.00	390.00

Sub-total Fees: 3,575.00

Rami Hernandez	12.00 hours at \$ 195.00/hr	2,340.00
Michael Brooks	3.80 hours at \$ 325.00/hr	1,235.00

Brooks Hubley LLP

Page: 2

Total hours: 15.80**Payments**

8/10/2017	Payment	Check No. 00-0200049812	1,007.50
Sub-total Payments:			<u>1,007.50</u>

Statement Total	3,575.00
Total Payments	1,007.50
Courtesy Discount:	0.00
Total Now Due:	3,575.00

Total Due Aging Statement

Total Due	Less than 30 Days	30 Days Past Due	60 Days Past Due	90+ days past due
3,575.00	0.00	0.00	0.00	0.00

Payment is Due Upon Receipt
Tax ID Number: 27-0289494
Please Make Checks to Brooks Hubley LLP
Please Include Invoice Number on Check

Brooks Hubley LLP1645 Village Center Circle Ste. 60
Las Vegas, NV 89134

(702)851-1191

Statement as of August 31, 2017
Invoice No: 16267

Silver State Schools Credit Union

Tracy Meyer

4221 S McLeod Dr

Las Vegas, NV 89121

1200-0250: Hogue, Richard B v. Allied Collection Service |BK 01620

Case 2:16-cv-01620-JCM-VCF

Professional Fees		Hours	Rate	Amount
8/7/2017	RMH	3.20	195.00	624.00
8/8/2017	RMH	1.10	195.00	214.50
8/10/2017	RMH	1.10	195.00	214.50
8/12/2017	MRB	0.50	325.00	162.50
Sub-total Fees:				<u>1,215.50</u>

Rami Hernandez	5.40 hours at \$	195.00/hr	1,053.00
Michael Brooks	0.50 hours at \$	325.00/hr	162.50
Total hours:	<u>5.90</u>		

Statement Total	1,215.50
Total Payments	0.00
Courtesy Discount:	0.00
Total Now Due:	4,790.50

Total Due Aging Statement

Total Due	Less than 30 Days	30 Days Past Due	60 Days Past Due	90+ days past due
4,790.50	0.00	0.00	3,575.00	0.00

Brooks Hubley LLP

Page: 2

Payment is Due Upon Receipt
Tax ID Number: 27-0289494
Please Make Checks to Brooks Hubley LLP
Please Include Invoice Number on Check

2/20/2018 9:40:37 AM

Kolesar & Leatham

Page 1

Draft for Work-In-Process Through 2/20/2018

Matter ID: 10158-000008

Draft Seq #

1

Billing Attorney: 229 - Brooks, Michael R.

Bill Format: 9002

Silver State Schools Credit Union

Billing Cycle: M

Attn: Tracy Meyer

4221 S. McLeod Drive

Las Vegas, NV 89121

Re: SSSCU adv. Hogue (16-01620)**Billing Comments****Internal Comments**

email invoices to
accountspayables@silverstatecu.com and cc
jadams@silverstatecu.com

Billing & Payment Recap

Total Billed Fees:	1,535.00	Combined Adv. Deposit Bal.:	0.00
Total Billed Costs:	41.00	Fee Adv. Deposit Bal.:	0.00
Total Billed Interest:	0.00	Cost Adv. Deposit Bal.:	0.00
Total Billed Retainer:	0.00	Trust Funds 1:	0.00
Total Collected:	1,576.00	Trust Funds 2:	0.00
Last Bill: 01/05/18	97.50	Trust Funds 3:	0.00
Last Payment: 01/19/18	97.50	Trust Funds 4:	0.00
Last Write-Off:			

WIP & A/R Aging

						Aging			
As of 2/20/2018	Total	Fees	Cost	Interest	Retainer	0-30	31-60	61-90	91+
WIP	4,625.25	4,598.50	26.75	0.00	0.00	4,625.25	0.00	0.00	0.00
A/R	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
Totals	4,625.25	4,598.50	26.75	0.00	0.00	4,625.25	0.00	0.00	0.00

Fee Recap - Actual Hourly Rate

				On Hold			To Bill		
Timekeeper	Hours	Rate	Amount	Hours	Rate	Amount	Hours	Rate	Amount
DRC	14.50	275.00	3,987.50				14.50	275.00	3,987.50
MRB	1.70	325.00	552.50				1.70	325.00	552.50
PAF	0.30	195.00	58.50				0.30	195.00	58.50
Total WIP Fees	16.50		4,598.50				16.50		4,598.50

Disbursement Recap by Code

Code	Amount	On Hold	To Bill
28 Document Reproduction	26.75		26.75
Total WIP Costs	26.75		26.75
Total WIP	4,625.25	0.00	4,625.25

Billing Instructions

Bill Fees: _____ Write off Fees: _____ Bill Costs: _____ Write off Costs: _____
 Do Not Bill: _____ Apply Advance Deposit: All _____ or Other Amount _____ Send Statement Only: _____

Fee Detail

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Kolesar & Leatham

Page 2

Draft for Work-In-Process Through 2/20/2018

Matter ID: 10158-000008

Draft Seq # 1

Fee ID	Date	Atty Description	Task:Act Hold Hours	Rate	Amount
877939	02/07/18	MRB	0.60	325.00	195.00
877940	02/08/18	DRC	0.80	275.00	220.00
879122	02/08/18	MRB	0.20	325.00	65.00
879125	02/09/18	MRB	0.40	325.00	130.00
879188	02/12/18	MRB	0.20	325.00	65.00
879268	02/13/18	DRC	5.20	275.00	1,430.00
879314	02/13/18	MRB	0.30	325.00	97.50
879364	02/13/18	PAF	0.30	195.00	58.50
879489	02/14/18	DRC	4.40	275.00	1,210.00
879491	02/15/18	DRC	4.10	275.00	1,127.50
Total Fees			16.50		4,598.50

Disbursement Detail

Cost ID	Date	Description/Payee	Task:Act Hold	Amount
2718710	02/07/18	Document Reproduction		2.50
2718712	02/07/18	Document Reproduction		2.50
2718714	02/07/18	Document Reproduction		1.00
2722990	02/08/18	Document Reproduction		0.50
2722992	02/08/18	Document Reproduction		0.50
2722994	02/08/18	Document Reproduction		1.25
2722996	02/08/18	Document Reproduction		2.75
2722998	02/08/18	Document Reproduction		0.50
2723000	02/08/18	Document Reproduction		0.50
2723002	02/08/18	Document Reproduction		0.50
2723004	02/08/18	Document Reproduction		0.75
2723006	02/08/18	Document Reproduction		0.75
2723008	02/08/18	Document Reproduction		0.50

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Kolesar & Leatham

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Draft for Work-In-Process Through 2/20/2018

Matter ID: 10158-000008

Draft Seq # 1

Cost ID	Date	Description/Payee	Task:Act	Hold	Amount
2723010	02/08/18	Document Reproduction			0.25
2723012	02/08/18	Document Reproduction			0.50
2723014	02/08/18	Document Reproduction			0.75
2723016	02/08/18	Document Reproduction			1.00
2723018	02/08/18	Document Reproduction			0.50
2723020	02/08/18	Document Reproduction			0.50
2723022	02/08/18	Document Reproduction			0.50
2723024	02/08/18	Document Reproduction			0.50
2723026	02/08/18	Document Reproduction			0.50
2723028	02/08/18	Document Reproduction			0.75
2723030	02/08/18	Document Reproduction			0.25
2725328	02/13/18	Document Reproduction			2.50
2725330	02/13/18	Document Reproduction			0.25
2725840	02/14/18	Document Reproduction			0.75
2725842	02/14/18	Document Reproduction			1.75
2725844	02/14/18	Document Reproduction			0.25
2726402	02/15/18	Document Reproduction			0.25
2726404	02/15/18	Document Reproduction			0.25
2726406	02/15/18	Document Reproduction			0.25
Total Disbursements					26.75

KOLESAR & LEATHAM

400 South Rampart, Suite 400
Las Vegas, NV 89145-5725
(702) 362-7800
EIN 88-0229766

February 20, 2018

Silver State Schools Credit Union
Attn: Tracy Meyer
4221 S. McLeod Drive
Las Vegas, NV 89121

Invoice 189434 -

ID: 10158-000008 - MRB

Re: SSSCU adv. Hogue (16-01620)

For Services Rendered Through 1/5/2018

Current Fees	1,535.00	
Current Disbursements	41.00	
Total Current Charges	1,576.00	
Total Current Due		1,576.00

Fee Recap

		Hours	Rate/Hour	Amount
Richard O. Brunner	Paralegal	0.50	145.00	72.50
Michael R. Brooks	Shareholder	4.50	325.00	1,462.50
Totals		5.00		1,535.00

Disbursements

Description	Amount
Document Reproduction	24.50
Computerized Legal Research	16.50
Total Disbursements	41.00

Fees

Date	Atty	Description	Hours	Rate	Amount
10/24/17	MRB	C	0.30	325.00	97.50
10/25/17	MRB		0.50	325.00	162.50
10/30/17	MRB		0.20	325.00	65.00

Kolesar & Leatham

Silver State Schools Credit Union			February 20, 2018		
I.D. 10158			Invoice 189434		
Re: SSSCU adv. Hogue (16-01620)			Page 2		
Date	Atty	Description	Hours	Rate	Amount
11/07/17	ROB		0.50	145.00	72.50
11/28/17	MRB		3.20	325.00	1,040.00
12/04/17	MRB		0.30	325.00	97.50
Total Fees			5.00		1,535.00

Disbursements

Date	Description	Amount
	Document Reproduction	24.50
	Computerized Legal Research	16.50
Total Disbursements		41.00

EXHIBIT “D”

EXHIBIT “D”

Attorneys for Defendant,
Silver State Schools Credit Union

DISTRICT OF NEVADA

* * *

VS.

ALLIED COLLECTION SERVICE, INC;
SELENE FINANCE, LLC; MOUNTAIN
AMERICA CREDIT UNION; SILVER
STATE SCHOOLS CREDIT UNION;
IBEW PLUS CREDIT UNION; EQUIFAX
INFORMATION SERVICES, LLC;
EXPERIAN INFORMATION
SOLUTIONS, INC.,

Defendants.

STATE OF NEVADA)
COUNTY OF CLARK) ss:

1. That your affiant is a shareholder with the firm of Kolesar & Leatham who is currently representing the Defendant SILVER STATE SCHOOLS CREDIT UNION in the above-captioned matter;

KOLESAR & LEATHAM
400 S. Rampart Boulevard, Suite 400
Las Vegas, Nevada 89145
Tel: (702) 362-7800 / Fax: (702) 362-9472

2. Prior to Kolesar & Leatham's representation of the Defendant SILVER STATE SCHOOLS CREDIT UNION was represented by the law firm of Brooks Hubley LLP until September 11, 2017;

3. Attached to this Motion as Exhibit C are true and accurate copies of billing statements from both the firms of Kolesar & Leatham and Brooks Hubley LLP for the work performed in the defense of the Defendant SILVER STATE SCHOOLS CREDIT UNION in the above-captioned matter (except for the blocking out of information describing the legal work performed because this reflects attorney work product that the other side should not be allowed to see because the Plaintiff has filed a Notice of Appeal);

4. That an unredacted version of these billing statements will be provided for this Court's review and examination in camera, upon request;

5. That the total amount of \$29,488.50 was expended in legal fees for defending the claims brought by the Plaintiff against the Defendant SILVER STATE SCHOOLS CREDIT UNION which involved filing an answer, engaging in discovery (including attending the deposition of the Plaintiff), propounding written discovery upon the Plaintiff and the co-defendant EXERIAN INFORMATION SOLUTIONS, INC., disclosing documents and witnesses, reviewing the responses to written discovery and disclosures, drafting and responding to motions, advising the client with updates of this matter, and other essential tasks for defending this matter;

6. The Brooks Hubley LLP billing statement of July 31, 2016 was for \$1,162.00; the Brooks Hubley LLP billing statement of September 30, 2016 was for \$3,113.50; the Brooks Hubley LLP billing statement of October 31, 2016 was for \$1,625.00; the Brooks Hubley LLP billing statement of November 30, 2016 was for \$104.00; the Brooks Hubley LLP billing statement of January 31, 2017 was for \$2,587.00; the Brooks Hubley LLP billing statement of February 28, 2017 was for \$6,255.50; the Brooks Hubley LLP billing statement of March 31, 2017 was for \$715.00; the Brooks Hubley LLP billing statement of April 30, 2017 was for \$331.50; the Brooks Hubley LLP billing statement of May 31, 2017 was for \$1,081.00; the Brooks Hubley LLP billing statement of June

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 Las Vegas, Nevada 89145
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30, 2017 was for \$1,007.50; the Brooks Hubley LLP billing statement of July 31, 2017 was for \$3,575.00; the Brooks Hubley LLP billing statement of August 31, 2017 was for \$1,215.00; Kolesar & Leatham billing statement of December 31, 2017 of \$1,535.00; and Kolesar & Leatham billing statement as of February 20, 2018 of \$4,598.50.

7. The work performed as described in the prior paragraph eventually resulted in this Honorable Court dismissing all claims brought against the Defendant SILVER STATE SCHOOLS CREDIT UNION;

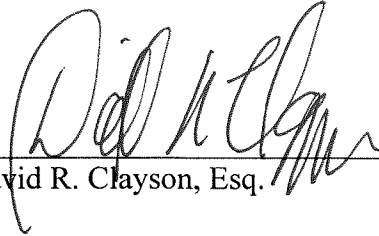
8. The defense of this matter required knowledge and application of complex federal litigation, interpretation and understanding of federal statutes and case law interpreting same, and applying the law to these facts which required skill to perform these legal skills and which required the attorneys and paralegal involved in this defense to not work on other matters while they were required to work on this matter;

9. The fee in this matter is hourly and is accurately reflected on the attached billing statements for the attorneys working on this matter;

10. The client Defendant SILVER STATE SCHOOLS CREDIT UNION has employed Michael Brooks, Esq. as its counsel on numerous cases for his knowledge and expertise of civil litigation and the Fair Credit Reporting Act;

11. That the attached portions of the deposition of transcript of the Plaintiff is a true and accurate copy of said transcript; and


Further Affiant sayeth naught.


 David R. Clayson, Esq.

STATE OF NEVADA)
) ss:
 COUNTY OF CLARK

Signed and sworn to before me on this 21st day of February, 2018, by Affiant David R. Clayson.




 Notary Public in and for said County and State